

February 14, 2007

Mr. Charlie Michaels, Executive Director
Professional Standards Board
Townsend Building
401 Federal Street
Dover, DE 19901

RE: 10 DE Reg. 1213 [Proposed Standard Certificate Regulations]

Dear Mr. Michaels:

The State Council for Persons with Disabilities (SCPD) has reviewed the Professional Standards Board's [in collaboration with the Department of Education (DOE)] proposal to adopt some discrete amendments to its Standard Certificate regulations. The stated purpose is "to expand the provision for the Department's ability to not act on an application for certification if the applicant is under an official investigation." The regulations were published as 10 DE Reg. 1213 in the February 1, 2007 issue of the Register of Regulations. Council has the following observation.

In Section 6.3, the DOE may wish to delete the following reference: "(i.e., 14 DE Admin Code, Ch. 15 et al)". The intent of the sentence in which this reference appears is to be very broad. By including a provision which literally means "that is", the DOE actually limits the scope of the standard. If it were retained, the DOE could consider substituting "e.g." (for example) since this would not be as limiting. Another option would be to substitute "(including 14 DE Admin Code Ch. 15)".

Thank you for your consideration and please contact SCPD if you have any questions or comments regarding our observation or recommendations on the proposed regulations.

Sincerely,

Daniese McMullin-Powell, Chairperson
State Council for Persons with Disabilities

cc: The Honorable Valerie Woodruff
Ms. Jean Allen
Ms. Martha Toomey
Ms. Paula Fontello, Esq.
Ms. Mary Cooke, Esq.
Ms Jennifer Kline, Esq.
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